IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 28TH MAY 2007 / 7TH JYAISHTA 1929

Crl.Rev.Pet.No. 2039 of 2007()

CRA.99/2006 of ADDL. SESSIONS COURT, ALAPPUZHA
CC.53/2002 of JUDL.MAGISTRATE OF FIRST CLASS-I, CHERTHALA

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REVN. PETITIONER: APPELLANT/ACCUSED

N.S.P.BAIJU, AGED 39 YEARS,
S/O.N.S.P.PANICKER, KANNANTHARA VEEDU,
KOKKOTHAMANGALAM VILLAGE, VARANADU (P.O),
CHERTHALA.

BY ADV. SRI.S.SHANAVAS KHAN

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. S.SANJAYAN, S/O.SATHYASEELAN,
   SATHYALAYAM, KOKKOTHAMANGALAM VILLAGE,
   VARANADU (P.O), CHERTHALA.

2. THE STATE OF KERALA,
   REPRESENTED BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY P.P. SRI AMJAD ALI.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 28/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J.

CRL.R.P.NO. 2039 of 2007

Dated this the 28th day of May, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for one month and to pay a compensation of Rs.1,96,000/- to the complainant vide section 357(3) Cr.P.C and in default to undergo simple imprisonment for one month. The revision petitioner has only sought for modification of the sentence and time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted 6 months' time from today onwards to pay the amount of compensation. He shall appear before the JFCM-I, Cherthala on 28-11-2007. NBW is to be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,
JUDGE

kvm/-